

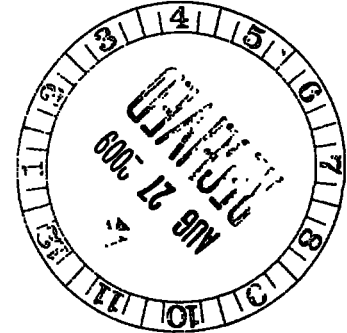
LEONARD
STREET
AND
DEINARD

225609
150 SOUTH FIFTH STREET SUITE 2300
MINNEAPOLIS, MINNESOTA 55402
612-335-1500 MAIN
612-335-1657 FAX

W. KARL HANSEN
612-335-7088 DIRECT
KARL.HANSEN@LEONARD.COM

August 26, 2009

Honorable Anne Quinlan
Acting Secretary
Surface Transportation Board
395 E Street SW
Washington, DC 20423



Re: *Abandonment of Trackage in Hennepin County, MN*
STB Docket No. AB-57 (Sub-No. 57X)

Dear Secretary Quinlan:

Please find enclosed for filing the unbound original, ten bound copies, and three compact discs containing electronic copies of Soo Line Railroad Company's Verified Notice of Class Exemption from the requirements of 49 U.S.C. § 10903 for the above-referenced rail line abandonment. I also enclose a check in the amount of \$3,700 as the filing fee pursuant to 49 C.F.R. § 1002.2.

Enclosed please find a duplicate copy of this letter and self-addressed stamped envelope to be stamped with the filing date and returned to the undersigned. Please contact me if you have any questions.

Very truly yours,

LEONARD, STREET AND DEINARD

W. Karl Hansen

Enclosures

cc: Bill Tuttle
Steve Fisk
Judy Mitchell
David Drach

ENTERED
Office of Proceedings
AUG 27 2009
Part of
Public Record

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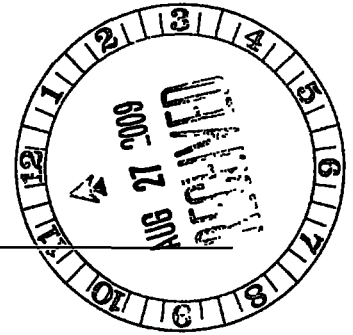
2

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THE UNIVERSITY OF CHICAGO

[illegible]

BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, D.C.



SOO LINE RAILROAD COMPANY –
ABANDONMENT OF TRackage
LOCATED IN HENNEPIN COUNTY,
MINNESOTA

)
)
)
)
)

DOCKET NO. AB-57
(SUB-NO. 57X)

NOTICE OF EXEMPT ABANDONMENT OF TRackage LOCATED BETWEEN
MILEPOST 3.79 +/- (EAST OF GIRARD) AND MILEPOST 4.09 +/- (WEST OF COLFAX)
WHICH TRAVERSES THROUGH UNITED STATES POSTAL SERVICE ZIP CODE 55405
IN HENNEPIN COUNTY, MINNESOTA

VERIFIED NOTICE OF EXEMPTION
PURSUANT TO 49 U.S.C. SECTION 10502 AND 49 C.F.R. PART 1152

CLASS EXEMPTION FROM THE REQUIREMENTS
OF 49 U.S.C. SECTION 10903

FEE RECEIVED
AUG 27 2009

**SURFACE
TRANSPORTATION BOARD**

SOO LINE RAILROAD COMPANY
(d/b/a Canadian Pacific Railway)

LEONARD, STREET and DEINARD
Professional Association
W. Karl Hansen
150 South Fifth Street, Suite 2300
Minneapolis, Minnesota 55402
Tel. (612) 335-7088
Fax. (612) 335-1657

Attorney for Applicant
Service Date: August 26, 2009

FILED
AUG 27 2009
**SURFACE
TRANSPORTATION BOARD**

ENTERED
Office of Proceedings
AUG 27 2009
Part of
Public Record

BEFORE THE
SURFACE TRANSPORTATION BOARD
WASHINGTON, D.C.

SOO LINE RAILROAD COMPANY –)	
ABANDONMENT OF TRACKAGE)	
LOCATED IN HENNEPIN COUNTY,)	DOCKET NO. AB-57
MINNESOTA)	(SUB-NO. 57X)
)	

NOTICE OF EXEMPT ABANDONMENT OF TRACKAGE LOCATED BETWEEN
MILEPOST 3.79 +/- (EAST OF GIRARD) AND MILEPOST 4.09 +/- (WEST OF COLFAX)
WHICH TRAVERSES THROUGH UNITED STATES POSTAL SERVICE ZIP CODE 55405
IN HENNEPIN COUNTY, MINNESOTA

VERIFIED NOTICE OF EXEMPTION
PURSUANT TO 49 U.S.C. SECTION 10502 AND 49 C.F.R. PART 1152

CLASS EXEMPTION FROM THE REQUIREMENTS
OF 49 U.S.C. SECTION 10903

Soo Line Railroad Company, d/b/a Canadian Pacific Railway Company, ("Soo Line") files this Verified Notice of Exemption pursuant to 49 U.S.C. § 10502 and the Board's regulations at 49 C.F.R. Section 1152.50. This Verified Notice of Exemption is for Soo Line's abandonment of a 1710 +/- foot line of railroad between Milepost 3.79 +/- (east of Girard) and Milepost 4.09 +/- (west of Colfax) which traverses through United States Postal Service Zip Code 55405 in Hennepin County, Minnesota.

No local traffic has moved over the line for at least two years and all overhead traffic has been routed over other lines.

In accordance with the requirements of 49 C.F.R. Section 1152.50, Soo Line submits the following:

1. WRITTEN NOTIFICATION OF FILING FOR ABANDONMENT EXEMPTION – 49 C.F.R. SECTION 1152.50(d)(1).

Said notification was served on the appropriate parties on August 4, 2009 and August 10, 2009, at least ten (10) days prior to the filing date of this exemption. See Exhibit No. 2.

2. PROPOSED CONSUMMATION DATE - 49 C.F.R. SECTION 1152.50(d)(2).

Soo Line intends to consummate the proposed abandonment of its trackage on the later of October 19, 2009 or 50 days after the filing of this notice.

3. CARRIER CERTIFICATION REGARDING LOCAL AND OVERHEAD TRAFFIC AND STATUS OF NO COMPLAINTS REQUIRED BY 49 C.F.R. SECTIONS 1152.50(b) and (d)(2).

The required Certification is attached as Exhibit No. 3.

4. INFORMATION REQUIRED BY 49 C.F.R. SECTIONS 1152.22(a)(1)-(4), (7) and (8) and (e)(4) (INCORPORATED BY REFERENCE IN 49 C.F.R. SECTION 1152.50(d)(2)):

(a) SECTION 1152.22(a)(1) EXACT NAME OF APPLICANT.

Soo Line Railroad Company d/b/a Canadian Pacific Railway.

(b) SECTION 1152.22(a)(2) WHETHER THE APPLICANT IS A COMMON CARRIER BY RAILROAD SUBJECT TO 49 U.S.C. Subtitle IV, chapter 105.

Soo Line is a common carrier by railroad subject to 49 U.S.C. Subtitle IV, chapter 105.

(c) SECTION 1152.22(a)(3) RELIEF SOUGHT (ABANDONMENT OF LINE OR DISCONTINUANCE OF SERVICE).

Soo Line seeks authority to abandon a 1710 +/- foot line of railroad in Hennepin County, Minnesota.

(d) SECTION 1152.22(a)(4) DETAILED MAP

See Exhibit No. 1.

- (e) SECTION 1152.22(a)(7) NAME, TITLE AND ADDRESS OF REPRESENTATIVE OF APPLICANT TO WHOM CORRESPONDENCE SHOULD BE SENT.

W. Karl Hansen
LEONARD, STREET AND DEINARD
Professional Association
150 South Fifth Street, Suite 2300
Minneapolis, MN 55402
Tel: (612) 335-7088
Fax: (612) 335-1657

- (f) SECTION 1152.22(a)(8) LIST OF ALL UNITED STATES POSTAL ZIP CODES THAT THE LINE PROPOSED FOR ABANDONMENT TRAVERSES:

United States Postal Zip code 55405.

- (g) SECTION 1152.22(e)(4) STATEMENT OF WHETHER THE PROPERTIES PROPOSED TO BE ABANDONED ARE SUITABLE FOR USE FOR OTHER PUBLIC PURPOSES, INCLUDING ROADS OR HIGHWAYS, OTHER FORMS OF MASS TRANSPORTATION, CONSERVATION, ENERGY PRODUCTION OR TRANSMISSION, OR RECREATION. IF THE APPLICANT IS AWARE OF ANY RESTRICTION ON TITLE TO THE PROPERTY, INCLUDING ANY REVERSIONARY INTEREST, WHICH WOULD AFFECT THE TRANSFER OF TITLE OR THE USE OF THE PROPERTY FOR OTHER THAN RAIL PURPOSES, THIS SHALL BE DISCLOSED.

The property proposed to be abandoned may be suitable for other public uses. Soo Line is not currently aware of any restriction on title to the property, including any reversionary interest, which would affect the transfer of title or the use of the property for other than rail purposes.

5. SECTION 1152.50(d)(2) THE LEVEL OF LABOR PROTECTION.

Soo Line understands that in granting an exemption for the proposed abandonment, the Board does not relieve a carrier of its statutory obligation to protect the interests of employees. Accordingly, while Soo Line anticipates that no adverse effect to its employees will occur as the result of this abandonment, it understands that the Board will likely impose the conditions set forth in *Oregon Short Line Railroad Company - Abandonment - Goshen*, 360 I.C.C. 91 (1979), for the benefit of any carrier employee who may be adversely affected by the proposed abandonment.

6. SECTION 1105.7(c) CERTIFICATE OF SERVICE OF ENVIRONMENTAL REPORT AND HISTORIC REPORT.

An Environmental Report and Historic Report was prepared in accordance with 49 C.F.R. Sections 1105.7 and 1105.8 and served on the Board and all relevant parties on July 17, 2009, pursuant to 49 C.F.R. Section 1105.7(b). Applicant's certification pursuant to 49 C.F.R. Section 1105.7(c) is attached as Exhibit No. 4.

7. SECTION 1105.12 PUBLICATION OF NEWSPAPER NOTICE.

Notices in accordance with Section 1105.12 were published in newspapers of general circulation in Hennepin County, Minnesota. A copy of said notice with the required Certification are attached as Exhibit No. 5.

8. VERIFICATION.

The required Verification is attached as Exhibit No. 6.

Dated:

August 26, 2009



W. Karl Hansen
LEONARD, STREET AND DEINARD
Professional Association
150 South Fifth Street, Suite 2300
Minneapolis, MN 55402
Tel.: (612) 335-7088
Fax: (612) 335-1657

Counsel for Soo Line Railroad Company

Exhibit No. 1

Detailed Exhibit Map for Verified Notice of Exemption

49 C.F.R. Sections 1152.50(d)(2) and 1152.22 (a)(5)

Exhibit No. 2

**Certification of Proper Service of Written
Notice of Intent to Abandon under the Exemption Process**

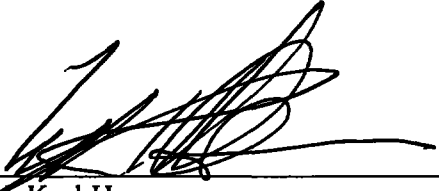
49 C.F.R. Section 1152.50(d)(1)

CERTIFICATE OF COMPLIANCE WITH SERVICE REQUIREMENT FOR
NOTIFICATION OF INTENT TO FILE EXEMPTION ABANDONMENT

The undersigned hereby certifies that he served the Notice of Intent to File Verified
/ Notice of Exemption for the proposed abandonment in Docket No. AB-57 (Sub-No. 57X) via
first class U.S. Mail, on August 4, 2009 and August 10, 2009, as required by 49 C.F.R. Section
1152.50(d)(1), to the parties listed on the attached Service List.

Dated:

August 26, 2009



W. Karl Hansen
LEONARD, STREET AND DEINARD
Professional Association
150 South Fifth Street, Suite 2300
Minneapolis, MN 55402
Tel.: (612) 335-7088
Fax: (612) 335-1657

Counsel for Soo Line Railroad Company

SERVICE LIST
NOTICE OF INTENT TO FILE EXEMPT ABANDONMENT
Soo Line Railroad Company – Abandonment of
Trackage Located in Hennepin County, Minnesota
STB Docket No. AB-57 (Sub-No. 57X)

MINNESOTA PUBLIC SERVICE COMMISSION (OR EQUIVALENT AGENCY)

Thomas K. Sorel
Commissioner
395 John Ireland Boulevard
Mailstop 100
St. Paul, MN 55155-1899
(Served on August 14, 2009)

U.S. DEPARTMENT OF DEFENSE

Office of Special Assistant for Transportation Engineering
Surface Deployment and Distribution Command
Transportation Engineering Agency
Railroads for National Defense Program
709 Ward Drive, Building 1990
Scott AFB, IL 62225

NATIONAL PARK SERVICE, RECREATION RESOURCES ASSISTANCE DIVISION

National Center for Recreation and Conservation
U.S. Department of the Interior
National Park Service
1849 C Street N.W.
Org. Code 2220
Washington, DC 20240

U.S. DEPARTMENT OF AGRICULTURE, CHIEF OF THE FOREST SERVICE

Tom Tidwell, Chief
Forest Service
U. S. Department of Agriculture
Sidney R. Yates Federal Building
201 14th Street, S.W.
Washington, DC 20024

Exhibit No. 3

**Carrier Certification of Out-of-Service Status/Local
Traffic/Overhead Traffic/No Complaints**

49 C.F.R. Section 1152.50(b)

CERTIFICATION THAT RAIL LINE MEETS
CRITERIA OF 49 C.F.R. SECTION 1152.50(b)

I, Stephen Fisk, Senior Manager Business Development for Soo Line Railroad Company, hereby certify that with respect to the trackage that is the subject of this Verified Notice of Exemption in Docket AB-57 (Sub-No. 57X), Soo Line has had no movements over the subject trackage in at least two years. No local traffic has been handled to or from any customer for at least two (2) years prior to the date hereof and any overhead traffic routed over this line can be and has been rerouted over other lines. Further, I certify that no formal complaint has been filed by a user of rail service on the line (or a State or local government entity acting on behalf of such user) regarding cessation of service over the line segment and that no such complaint is either pending with the Commission or any U.S. District Court or has been decided in favor of a complainant within the two-year period immediately preceding the filing of this Notice.

The foregoing Certification is made on behalf of Soo Line Railroad Company and Canadian Pacific Railway by the undersigned after due and careful investigation of the matters herein certified. I verify under penalty of perjury under the laws of the United States of America, that I have been authorized by Soo Line Railroad Company Company, Inc., to verify and file with the Surface Transportation Board the foregoing statement; that I know the contents thereof and the facts asserted therein; that I declare that the foregoing is true and correct.

Dated: 01/25/09, 2009

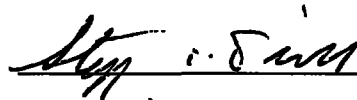


Exhibit No. 4


**Certification of Proper Service of
Environmental and Historic Reports**

49 C.F.R. Section 1105.7(c)

CERTIFICATE OF COMPLIANCE WITH SERVICE REQUIREMENT FOR
ENVIRONMENTAL AND HISTORIC REPORTS

The undersigned hereby certifies that he served the Environmental and Historic Reports in Docket No. AB-57 (Sub-No. 57X) with a transmittal letter conforming to the requirements of 49 C.F.R. § 1105.11 via first class U.S. Mail, on July 17, 2009, as required by 49 C.F.R. § 1105.7(c) and 49 C.F.R. § 1105.8, to the parties listed on the attached Service List.

Dated: August 26, 2009



W. Karl Hansen
LEONARD, STREET AND DEINARD
Professional Association
150 South Fifth Street, Suite 2300
Minneapolis, Minnesota 55402
Tel: (612) 335-7088
Fax: (612) 335-1657

SERVICE LIST
ENVIRONMENTAL AND HISTORIC REPORT
Soo Line Railroad Company – Abandonment of
Trackage Located in Hennepin County, Minnesota
STB Docket No. AB-57 (Sub-No. 57X)

Appropriate Regional Office(s) of the
U.S. Environmental Protection Agency

Mr. Bharat Mathur
Acting Regional Administrator
U.S. Environmental Protection Agency, Region 5
77 West Jackson Blvd.
Chicago, IL 60604-3507
Tel.(312) 353-2000

U.S. Fish and Wildlife Service

Mr. Tom Melius
Regional Director
(Region 3)
U.S. Fish and Wildlife Service
One Federal Drive
Fort Snelling, MN 55111-4056
Tel. (651) 713-5360

U.S. Army Corps of Engineers - St. Paul, MN District Office

Col. Jon L. Christensen
District Engineer and Commander, Saint Paul District
U.S. Army Corps of Engineers
Sibley Square at Mears Park
190 5th Street East, Suite 401
St. Paul, MN 55101-1638
Tel.(612) 290-5300

National Park Service

Mr. Ernie Quintana
Regional Director
National Park Service
601 Riverfront Drive
Omaha, NE 68102-4226
Tel. (402) 661-1524

U.S. Soil and Conservation Service

Mr. William Hunt
State Conservationist
USDA Natural Resources Conservation Service
375 Jackson Street, Suite 600
St. Paul, MN 55101
Tel. (651) 602-7854

National Geodetic Survey and U.S. Geological Survey

Ms. Juliana Blackwell
Director
National Geodetic Survey
NOAA, N/NGS 12
SSMC-3, #9202
1315 East-West Highway
Silver Spring, MD 20910-3282
Tel. (301) 713-3242

Ms. Suzette M. Kimball
Acting Director
U.S. Geological Survey Headquarters
John W. Powell Federal Building
12201 Sunrise Valley Drive
Reston, VA 20192
Tel. (703) 648-7411

State Clearinghouse

Minnesota Department of Administration
200 Administration Building
50 Sherburne Avenue
Saint Paul, MN 55155
(651)201-2555

State Department of Transportation for Minnesota

Mr. Thomas K. Sorel
Commissioner
Minnesota Department of Transportation
395 John Ireland Boulevard
M.S. 100
St. Paul, MN 55155-1899
Tel. (651)366-4800

Mr. Bill Gardner
Office of Freight , Railroads and Waterways
Minnesota Dept. of Transportation
395 John Ireland Blvd.
St. Paul, MN 55155-1899
Tel.(651) 366-3665

State Environmental Protection Agency for Minnesota

Mr. Paul Eger
Commissioner
Minnesota Pollution Control Agency
520 Lafayette Road
St. Paul, MN 55155-4194
Tel. (651) 757-2016

State Water Quality Official

Ms. Shannon Lotthammer
Water Monitoring Section
Minnesota Pollution Control Agency
520 Lafayette Road North
St. Paul, MN 55155-4194
Tel. (651) 757-2537

State Historic Preservation Office for Minnesota

Ms. Nina Archibal, Director
Minnesota Historical Society
Minnesota State Historic Preservation Office
Review and Compliance Department
345 Kellogg Boulevard West
St. Paul, MN 55102-1903
Tel. (651) 259-3100

State Coastal Zone Management Agency

N/A

Other Political Entities and/or Indian Reservations through which the line runs

HENNEPIN COUNTY

Commissioner Mike Opat
Chairman Hennepin County Board of Commissioners
A-2400, Government Center
300 South Sixth Street
Minneapolis, MN 55487-0240
Tel. (612) 348-7881

Regional Railroad Authority

Mr. Peter McLaughlin
Chairman
Hennepin County Regional Railroad Authority
Hennepin County Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487
Tel. (612)348-7226

CITY OF MINNEAPOLIS

Land Use Planning

Mr. Tom Leighton
Principal City Planner
Room 210, City Hall
350 South Fifth Street
Minneapolis, MN 55415
Tel. (612)673-3853

Exhibit No. 5

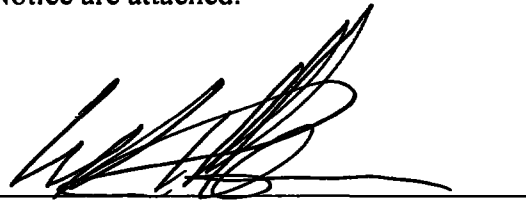
**Certificate of Publication of
Newspaper Notice**

49 C.F.R. Section 1105.12

CERTIFICATE OF PUBLICATION

The undersigned hereby certifies that notice of the proposed abandonment in Docket No. AB-57 (Sub-No. 57X) was advertised in newspapers of general circulation in all counties through which the line which is the subject of this Notice runs, as required by 49 C.F.R. Section 1105.12. Copies of the Affidavit of Publication and Notice are attached.

Dated: August 26, 2009



W. Karl Hansen
LEONARD, STREET AND DEINARD
Professional Association
150 South Fifth Street, Suite 2300
Minneapolis, MN 55402
Tel.: (612) 335-7088
Fax: (612) 335-1657

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)

Linda St. Clair, being duly sworn, on oath says she is and during all times herein stated has been an employee of The Star Tribune Company, a Delaware corporation with offices at 425 Portland Avenue, Minneapolis, Minnesota 55488, publisher and printer of the *Star Tribune* newspaper (the "Newspaper"), published 7 days a week, and has full knowledge of the facts herein stated as follows:

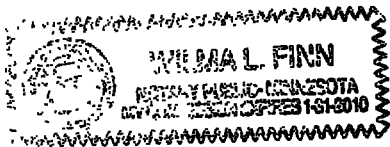
1. The Newspaper meets the following qualifications:
 - (a) The Newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 1,000 square inches;
 - (b) The Newspaper is printed daily and distributed at least five days each week;
 - (c) In at least half of its issues each year, the Newspaper has no more than 75 percent of its printed space comprised of advertising material and paid public notices. In all of its issues each year, the Newspaper has not less than 25 percent of its news columns devoted to news of local interest to the community that it purports to serve. Not more than 25 percent of the Newspaper's non-advertising column inches in any issue duplicates any other publication;
 - (d) The Newspaper is circulated in the local public corporation which it purports to serve, and has at least 500 copies regularly delivered to paying subscribers;
 - (e) The Newspaper has its known office of issue established in either the county in which it lies, in whole or in part, the local public corporation which the Newspaper purports to serve, or in an adjoining county;
 - (f) The Newspaper files a copy of each issue immediately with the state historical society;
 - (g) The Newspaper is made available at single or subscription prices to any person, corporation, partnership, or other unincorporated association requesting the Newspaper and making the applicable payment;
 - (h) The Newspaper has complied with all the foregoing conditions for at least one year immediately preceding the date of the notice publication which is the subject of the Affidavit; and
 - (i) Between September 1 and December 31 of each year, the Newspaper publishes and submits to the secretary of state, along with a filing fee of \$25, a sworn United States Post Office periodical class statement of ownership and circulation.
2. The printed copy of the matter attached hereto (the "Notice") was copied from the columns of the Newspaper and was printed and published in the English language on the following days and dates: **Tuesday, July 14, 2009.**
3. Except as otherwise directed by a particular statute requiring publication of a public notice, the Notice was printed in a typeface no smaller than six point with a lowercase alphabet of 90 point.
4. The Newspaper's lowest classified rate paid by commercial users for space comparable to the space in which the Notice was published is **\$496.00.**

Linda St. Clair

Subscribed and sworn to before me on July 14, 2009

Wilma Finn

Notary Public



Leonard, Street and Deinard
Att: Michelle Brodin
150 S. 5th Street, Suite 2300
Minneapolis, MN 55402-4200

12078577
140 lines
Class 203

NOTICE

Soe Line Railroad Company, (d/b/a Canadian Pacific Railway) gives notice that on or about August 14, 2009 it intends to file with the Surface Transportation Board, Washington, DC 20423, a Notice of Exemption under 49 C.F.R. 1152 Subpart - Exempt Abandonments permitting the abandonment of 17.10 - 18.10 feet of railroad line between milepost 3.79 +/- (East of Guard) and milepost 4.35 +/- (West of Collax) which traverses through United States Postal Service Zip Code 56405 in Ironwood County, Minnesota. The proceeding will be docketed as N.E. AB-57 (SU: Nu 574).

The Board's Section of Environmental Analysis (SEA) will normally prepare an Environmental Assessment (EA) which will normally be available 25 days after the filing of the Notice of Exemption. Comments on environmental and energy matters should be filed no later than 15 days after the EA becomes available to the public and will be addressed in a Board decision. Interested persons may obtain a copy of the EA or make inquiries regarding environmental matters by writing to the Section of Environmental Analysis (SEA) Surface Transportation Board, 395 E Street, S.W., Washington, DC, 20423, or by calling that office at 202-745-0295.

Appropriate offers of financial assistance to continue rail service can be filed with the Board Requests for environmental conditions, public use conditions, or rail banking/trails use also can be filed with the Board. An original and two copies of any pleading that raises matters other than environmental issues (such as financial assistance, public use and offers of financial assistance) must be filed directly with the Board's Office of the Secretary, 395 E Street, S.W., Washington, DC 20423 (See 49 CFR 1104.3(a) and 1104.3(d)), and one copy must be served on applicant's representative (See 49 CFR 1104.12(a)). Questions regarding offers of financial assistance, public use or trails use may be directed to the Board's Office of Congressional and Public Services at 202-745-0230. Copies of any comments or requests for conditions should be served on the applicant's representative, W. Karl Hanson at Leonard Street and Donald, 150 South Fifth Street, Suite 2200, Minneapolis, MN 55402. 612-335-1500.

Soe Line Railroad Company
(d/b/a Canadian Pacific Railway)
Minneapolis, Minnesota

Exhibit No. 6
Verification Regarding
Facts of Verified Notice of Exemption

VERIFICATION

I, Stephen Fisk, Senior Manager Business Development for Soo Line Railroad Company, hereby verify that I have carefully examined all of the statements concerning the operations of Soo Line in the Verified Notice of Exemption, including the map attached as Exhibit No. 1 to the Notice; that I have knowledge of the matters set forth therein; and that all such statements made and matters set forth are true and correct to the best of my knowledge, information, and belief.

The foregoing is made on behalf of Soo Line Railroad Company by the undersigned after due and careful investigation of the matters herein certified. I verify under penalty of perjury under the laws of the United States of America, that I have been authorized by Soo Line Railroad Company to verify and file with the Surface Transportation Board the foregoing statement; that I know the contents thereof and the facts asserted therein; that I declare that the foregoing is true and correct.

Date: 05/25/09, 2009

Stephen Fisk